

Legislative Fiscal Bureau

Fiscal Note

HF 2482 - School Disciplinary Hearing Request (LSB 5452 HV)

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Fiscal Note Version - New

Description

House File 2482 authorizes the Board of Educational Examiners to designate who may or shall initiate a disciplinary investigation of a licensee. The Bill further authorizes the Board to designate who shall be responsible for prosecuting a disciplinary proceeding in the event an investigation finds one is warranted.

Under current law, only other licensees, school boards, and parents of affected students may file complaints to initiate disciplinary investigations. Once an investigation finds a disciplinary proceeding is warranted, the complainant bears the responsibility and cost of prosecuting the case.

Assumptions

1. The Board will designate the Attorney General to prosecute future disciplinary proceedings.
2. The Attorney General's office has indicated they will not increase the current annual charge of \$50,000 to the Board in FY 2003 and FY 2004, despite the possibility of increased caseload.
3. While the Board's administrative workload may increase if it accepts complaints from a broader public, it would not result in a significant increase in administrative costs. The increase would be absorbed without need of additional funding.
4. The Board conducts 35 to 37 disciplinary hearings annually, at an average cost to the prosecuting party of \$10,000 to \$11,000 per case.
5. School districts and school boards bear the cost of prosecuting 65.0% to 75.0% of the cases. The remainder are prosecuted by parents at their own expense.

Fiscal Impact

No General Fund fiscal impact is anticipated in FY 2003 and FY 2004 as a result of HF 2482.

Annual savings to school districts is estimated at \$260,000 to \$300,000.

Sources

Board of Educational Examiners
Attorney General

/s/ Dennis C Prouty

February 25, 2002

The fiscal note and correctional impact statement for this bill was prepared pursuant to Joint Rule 17 and pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Legislative Fiscal Bureau to members of the Legislature upon request.
